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PATENT

Attorney Docket No.: A-67724-8/RFT/SPL

Client Matter No.: 469322-00005

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application/patent of:

Wittwer, et al.

Serial No.: 09/132,156

Filed: August 11, 1998

Patent No.: 6,787,338

Issued: September 7, 2004

For: *Method for Rapid Thermal Cycling
of Biological Samples*

Examiner: Marschel, A. H.

Group Art Unit: 1631

CERTIFICATE OF MAILING

I hereby certify that this correspondence, including listed enclosures, is being deposited with the United States Postal Service with sufficient postage as First Class Mail in an envelope addressed to: Office of Petitions, Commissioner for Patents, P. O. Box 1450, Alexandria, Virginia 22313-1450

on 10/16/04

Signed: Jessica Newlin
Jessica Newlin

REQUEST FOR RECONSIDERATION OF PATENT TERM ADJUSTMENT
UNDER 37 CFR § 1.705(d)

Office of Petitions
Commissioner for Patents
P. O. Box 1450
Alexandria, Virginia 22313-1450

Sir:

Patentee requests under 37 CFR § 1.705(d) that that patent term adjustment made for United States Letters Patent No. 6,787,338, issued September 7, 2004, be reconsidered as set forth below. Petitioners request that the adjustment of 117 days included in the patent as issued be reduced by 6 days to 111 days. This reduction is due to the inclusion of an incorrect date in the Patent Office's calculation. Specifically, the Response After Non-Final Office Action listed on PAIR as being filed September 8, 2003, was actually received at the Patent Office on September 15, 2003, which is evidenced by the enclosed date-stamped return postcard.

Applicants also note that Formal Drawings were filed on June 26, 2002 in response to the June 4, 2002 Office Action.

10/13/2004 AWONDAF2 00000007 502319 09132156

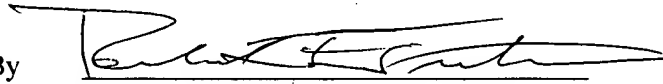
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The Commissioner is hereby authorized to charge the required fee (\$400.00), as well as any other fees deemed necessary, including extension fees, or credit any overpayment to Deposit Account No. 50-2319 (Our File/Matter Nos. A-67724-8/RFT/SPL/469322-00005).

Respectfully submitted,
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Filed Under 37 C.F.R. § 1.34(a)

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